

**APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC  
WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office OCT 09 2003

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed SEP 10 1976 under 27274

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The applicant **Elizabeth H. Miller and Fred L. Miller (Co-Trustees)** under the **Elizabeth H. Miller Trust Agreement** hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

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1. The source of the proposed appropriation is **underground**
2. The amount of water applied for is **.0155 cfs** second-feet
  - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **stockwater**
4. If use is for:
  - (a) Irrigation, state number of acres to be irrigated
  - (b) Stockwater, state number and kinds of animals to be watered **500 head of cattle**
  - (c) Other use (describe fully under No. 12. "Remarks")
  - (d) Power:
    - (1) Horsepower developed
    - (2) Point of return of water to stream
5. The water is to be diverted from its source at the following point **within the NW¼ SE¼ of Section 23, T.41N., R.39E., MDB&M or at a point from which the E¼ corner of said Section 23 bears N 63°34' E 2638.2 feet**
6. Place of Use **that portion of the NW¼ SE¼ of Section 23, T.41N., R.39E., MDB&M lying East of State Highway 290**
7. Use will begin about **January 1** and end about **December 31** of each year.
8. Description of proposed works **drilled well and water trough**
9. Estimated cost of works **\$5,000±**
10. Estimated time required to construct works **Complete; see well log filed under Permit 27275**
11. Estimated time required to complete the application of water to beneficial use **1 year**
12. Remarks: **The existing well was being used to supply water for Permit 27275. This well is no longer able to produce enough water for irrigation uses, but does produce enough water for stockwatering. The applicant wishes to use the PBU map filed for Permit 27275 Certificate 9018 to support this application.**

Desert Mountain Surveying as agent  
By John H. Milton III, PLS, SWRS  
By s/John H. Milton III  
146 West Second Street  
Winnemucca, NV 89445

Compared cmf/ sam 1t/gk1

Protested \_\_\_\_\_

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APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of livestock served from the waters of this source. It is further understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0155 cubic feet per second, or sufficient to water 500 head of cattle.

Work must be prosecuted with reasonable diligence and be completed on or before:

March 17 2006

Proof of completion of work shall be filed on or before:

April 17 2006

Water must be placed to beneficial use on or before:

March 17 2007

Proof of the application of water to beneficial use shall be filed on or before:

April 17 2007

Map in support of proof of beneficial use shall be filed on or before:

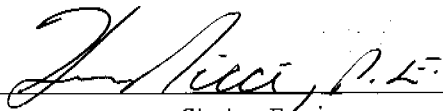
N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 17h day of March A.D. 2005

  
State Engineer

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed N/A \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_